

Regular Session, 2009

HOUSE BILL NO. 466

BY REPRESENTATIVES BILLIOT, BARROW, BURFORD, DOERGE, HILL, HINES,  
KATZ, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, SIMON, WILLIAMS,  
AND WILLMOTT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

BOARDS/COMMISSIONS: Adds members to the Drug Policy Board

1 AN ACT

2 To amend and reenact R.S. 49:219.2(B)(1) and to enact R.S. 49:219.2(C)(6), relative to the  
3 Drug Policy Board; to provide for additional members; to provide for member  
4 designees; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 49:219.2(B)(1) is hereby amended and reenacted and R.S.  
7 49:219.2(C)(6) is hereby enacted to read as follows:

8 §219.2. Drug Policy Board; establishment; membership; selection; terms;  
9 compensation; organization; domicile; procedure

10 \* \* \*

11 ~~B.(1) The board shall be composed of fourteen members appointed by the~~  
12 ~~governor and subject to the confirmation of the Senate, and it shall include the~~  
13 ~~following:~~

14 ~~(a) The secretary of the Department of Health and Hospitals or if he~~  
15 ~~designates, the director of the division of drug and alcohol abuse.~~

16 ~~(b) The secretary of the Department of Public Safety and Corrections.~~

17 ~~(c) The superintendent of state police.~~

18 ~~(d) The secretary of the Department of Social Services.~~

1                   ~~(e) The director of the Louisiana Commission on Law Enforcement or if he~~  
2                   ~~designates, a parish sheriff.~~

3                   ~~(f) The superintendent of education.~~

4                   ~~(g) The commander in chief of the national guard.~~

5                   ~~(h) A representative of a private organization involved in substance abuse~~  
6                   ~~prevention to be selected by the governor.~~

7                   ~~(i) A representative of or the president of the District Attorneys Association.~~

8                   ~~(j) A representative of a federal agency with responsibilities in alcohol and~~  
9                   ~~drug abuse education, treatment, or prevention.~~

10                  ~~(k) The attorney general.~~

11                  ~~(l) A representative of or the president of the Louisiana Sheriffs' Association.~~

12                  ~~(m) The chairman of the Louisiana Commission on Alcohol and Drug~~  
13                  ~~Abuse.~~

14                  ~~(n) A representative of the indigent defender system.~~

15                  B.(1) The board shall be composed of twenty-three members.

16                  (a) Thirteen of the members shall be as follows:

17                  (i) The secretary of the Department of Health and Hospitals or his designee.

18                  (ii) The secretary of the Department of Public Safety and Corrections or his  
19                  designee.

20                  (iii) The superintendent of state police or his designee.

21                  (iv) The secretary of the Department of Social Services or his designee.

22                  (v) The executive director of the Louisiana Commission on Law Enforcement  
23                  or his designee.

24                  (vi) The superintendent of education or his designee.

25                  (vii) The commander in chief of the national guard or his designee.

26                  (viii) The attorney general or his designee.

27                  (ix) The chairman of the Louisiana Commission on Alcohol and Drug Abuse  
28                  or his designee.

29                  (x) The commissioner of Alcohol and Tobacco Control or his designee.

1            (xi) The executive director of the Safe and Drug-Free Schools and  
2            Communities Program or his designee.

3            (xii) A member of the Louisiana Highway Safety Commission.

4            (xiii) A member of the Board of Pharmacy.

5            (b) Two of the members shall be as follows:

6            (i) A member of the House health and welfare committee as designated by  
7            the speaker of the House of Representatives.

8            (ii) A member of the Senate health and welfare committee as designated by  
9            the president of the Senate.

10           (c) The remaining eight members shall be appointed by the governor subject  
11           to the confirmation of the Senate as follows:

12           (i) A representative of a private organization involved in substance abuse  
13           prevention.

14           (ii) The president or a representative of the District Attorneys Association.

15           (iii) A representative of a federal agency with responsibilities in alcohol and  
16           drug abuse education, treatment, or prevention.

17           (iv) The president or a representative of the Louisiana Sheriffs' Association.

18           (v) A representative of the indigent defender system.

19           (vi) A district court judge.

20           (vii) A representative from the alcohol industry.

21           (viii) A physician representing the field of substance abuse treatment or  
22           substance abuse prevention.

23                               \*           \*           \*

24           C.

25                               \*           \*           \*

26           (6) Each board member who may appoint a designee to serve in his stead  
27           pursuant to Paragraph B(1) of this Section shall provide written notice of such to the  
28           chairman of the board. Such written notice shall name the individual who shall be

- 1        the official designee until the member revokes such designation. No board member  
2        shall be represented in a meeting other than by the official designee.
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### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Billiot

HB No. 466

**Abstract:** Adds nine members to the Drug Policy Board. Authorizes certain members to name designees.

Present law provides that the Drug Policy Board within the office of the governor shall be composed of 14 members appointed by the governor and subject to the confirmation of the Senate, and it shall include the following:

- (1) The secretary of the Dept. of Health and Hospitals (DHH) or if he designates, the director of the division of drug and alcohol abuse.
- (2) The secretary of the Dept. of Public Safety and Corrections (DPS&C).
- (3) The superintendent of state police.
- (4) The secretary of the Dept. of Social Services (DSS).
- (5) The director of the La. Commission on Law Enforcement or if he designates, a parish sheriff.
- (6) The superintendent of education.
- (7) The commander in chief of the national guard.
- (8) A representative of a private organization involved in substance abuse prevention to be selected by the governor.
- (9) A representative of or the president of the District Attorneys Association.
- (10) A representative of a federal agency with responsibilities in alcohol and drug abuse education, treatment, or prevention.
- (11) The attorney general.
- (12) A representative of or the president of the La. Sheriffs' Association.
- (13) The chairman of the La. Commission on Alcohol and Drug Abuse.
- (14) A representative of the indigent defender system.

Proposed law provides that the board shall be composed of 23 members.

- (1) 13 of the members shall be as follows:
  - (a) The secretary of DHH or his designee.

- (b) The secretary of DPS&C or his designee.
  - (c) The superintendent of state police or his designee.
  - (d) The secretary of DSS or his designee.
  - (e) The executive director of the La. Commission on Law Enforcement or his designee.
  - (f) The superintendent of education or his designee.
  - (g) The commander in chief of the national guard or his designee.
  - (h) The attorney general or his designee.
  - (i) The chairman of the La. Commission on Alcohol and Drug Abuse or his designee.
  - (j) The commissioner of Alcohol and Tobacco Control or his designee.
  - (k) The executive director of the Safe and Drug-Free Schools and Communities Program or his designee.
  - (l) A member of the La. Highway Safety Commission.
  - (m) A member of the Board of Pharmacy.
- (2) Two of the members shall be as follows:
- (a) A member of the House health and welfare committee as designated by the speaker of the House.
  - (b) A member of the Senate health and welfare committee as designated by the president of the Senate.
- (3) The remaining eight members shall be appointed by the governor subject to the confirmation of the Senate as follows:
- (a) A representative of a private organization involved in substance abuse prevention.
  - (b) The president or a representative of the District Attorneys Association.
  - (c) A representative of a federal agency with responsibilities in alcohol and drug abuse education, treatment, or prevention.
  - (d) The president or a representative of the La. Sheriffs' Association.
  - (e) A representative of the indigent defender system.
  - (f) A district court judge.
  - (g) A representative from the alcohol industry.
  - (h) A physician representing the field of substance abuse treatment or substance abuse prevention.

Proposed law provides that each board member who may appoint a designee to serve in his stead pursuant to proposed law shall provide written notice of such to the chairman of the board. Such written notice shall name the individual who shall be the official designee until the member revokes such designation. No board member shall be represented in a meeting other than by the official designee.

(Amends R.S. 49:219.2(B)(1); Adds R.S. 49:219.2(C)(6))